

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

MICHAEL E. WILLIAMS,)	CASE NO. 5:16CR386
)	5:19CV1910
Defendant-Petitioner,)	
)	JUDGE CHRISTOPHER A. BOYKO
vs.)	
)	
UNITED STATES OF AMERICA,)	OPINION AND ORDER
)	
Plaintiff-Respondent.)	

CHRISTOPHER A. BOYKO, J.:

Pending before the Court is Defendant’s Motion to Vacate, Set Aside, or Correct his Sentence under 28 U.S.C. § 2255. (Doc. 64). In his Motion, Defendant asks the Court to resentence Defendant without the “Leadership Role” under USSG § 3B1.1(c). Doing so would dictate a total base offense level of 21 (after adjustments). A 21-offense level with a criminal history category of VI would result in a Guideline Range of 77-96 months imprisonment. With the leadership role applied however, the Court sentenced Defendant to 103 months imprisonment.

Before the Court ruled on Defendant’s Motion, the COVID-19 pandemic swept the nation. Defendant moved for Compassionate Release based on his preexisting conditions and the threat that COVID-19 presented him. (*See* Docs. 76 & 80). On September 2, 2020, the Court granted Defendant’s request for a reduction in sentence and sentenced him to time served. At

that time, Defendant served over 45 months imprisonment. The Bureau of Prisons released Defendant on September 17, 2020.¹

Since the Court granted Defendant's Motion for Compassionate Release, his Motion to Vacate is moot. Defendant received a more substantial reduction of his sentence than he requested in his Motion to Vacate. Accordingly, Defendant's Motion to Vacate (Doc. 64) is **DENIED AS MOOT.**

IT IS SO ORDERED.

s/ Christopher A. Boyko
CHRISTOPHER A. BOYKO
Senior United States District Judge

Dated: October 21, 2020

¹ BUREAU OF PRISONS, Find an Inmate, *available at*: https://www.bop.gov/mobile/find_inmate/byname.jsp#inmate_results (last accessed Oct. 1, 2020).